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Attorneys for Defendants
 MORGAN HILL UNIFIED SCHOOL DISTRICT,
 NICK BODEN and MIGUEL RODRIGUEZ

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

JOHN DARIANO and DIANNA DARIANO, et al., Plaintiffs, vs. MORGAN HILL UNIFIED SCHOOL DISTRICT, et al., Defendants.) CASE NO. CV10-02745 JW))) STIPULATED MOTION FOR) ADMINISTRATIVE RELIEF RE) CLARIFICATION OF DEADLINES) AS INDICATED IN COURT) ORDERS DATED MARCH 9 AND) JUNE 21, 2011; PROPOSED) ORDER THEREON) [CIV. L. R. 7-11])))
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I.

LEGAL AUTHORITY

Civil Local Rule 7-11 provides that during the course of case proceedings a party or parties may require a Court order with respect to miscellaneous administrative matters, not otherwise governed by a federal statute, federal or local rule or standing order of the assigned judge. A motion for an order concerning a miscellaneous administrative matter may not exceed 5 pages, must set forth specifically the action requested and the reasons supporting the motion and must be accompanied by a proposed order and a stipulation under Civil L.R. 7-12.

II.

STIPULATION AND REQUEST FOR CLARIFICATION

The parties in the above referenced matter are in receipt of the Court's June 21st Order Vacating Case Management Conference; Setting Briefing Schedule. In reading this Order in conjunction with the Court's March 9th Scheduling Order, the parties require clarification regarding upcoming and time sensitive deadlines in this action. The parties understand, based on the Court's June 21 and March 9 Orders, that the Court has set the following deadlines:

- Discovery closes on August 1, 2011

The Parties are to file cross-briefing with the Court on the issue of whether this case should be tried before a jury or as a bench trial pursuant to the following schedule:

- Opening papers due on or before August 1, 2011; Oppositions due on or before August 22, 2011; Replies, if any, due on or before September 5, 2011; Hearing on the issue of bench versus jury trial set for October 3, 2011 at 9 a.m.

To the extent either or both parties intend to file a motion for summary judgment, such a motion must be filed pursuant to the following schedule:

- Moving papers due on or before August 29, 2011 (which is 35 days prior to October 3rd); Oppositions due 14 days after filing of moving papers; Replies due 7 days after that; Hearing on summary judgment motion(s) set for October 3, 2011 at 9 a.m.

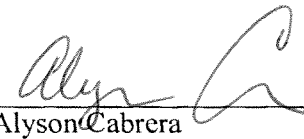
Through this stipulated motion for administrative relief, the parties respectfully seek confirmation from the Court as to whether the deadlines set forth above are correct.

IT IS SO STIPULATED.

Dated: 7-6-11

GORDON & REES LLP

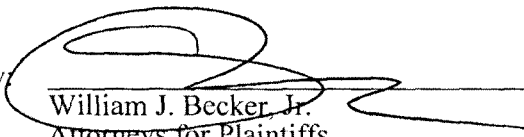
By:


Alyson Cabrera
Attorneys for Defendants

Dated: 7/6/2011

THE BECKER LAW FIRM

By:


William J. Becker, Jr.
Attorneys for Plaintiffs

~~PROPOSED~~ ORDER CLARIFYING DEADLINES AS INDICATED IN COURT
ORDERS DATED MARCH 9 AND JUNE 21, 2011

Pursuant to the parties' stipulated motion for administrative relief, the Court confirms
that the following deadlines apply in this action:

- Discovery closes on August 1, 2011

The Parties are to file cross-briefing with the Court on the issue of whether this case
should be tried before a jury or as a bench trial pursuant to the following schedule:

- Opening papers due on or before August 1, 2011; Oppositions due on or before
August 22, 2011; Replies, if any, due on or before September 5, 2011; Hearing on the
issue of bench versus jury trial set for October 3, 2011 at 9 a.m.

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motion must be filed pursuant to the following schedule:

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3rd); Oppositions due 14 days after filing of moving papers; Replies due 7 days after
that; Hearing on summary judgment motion(s) set for October 3, 2011 at 9 a.m.

IT IS SO ORDERED.

Dated: July 7, 2011


THE HONORABLE JAMES WARE